

1 On October 26, 2021, Plaintiff filed a second motion for another 45-day extension of
2 time to file his response. As with the first motion, he states that due to Covid-19 restrictions in
3 the prison, he is not allowed to go to the library to do his own research. He further states that
4 discovery is not complete because caseworkers have been unable to access the DVD on the
5 computer. He represents that he was told that HDSP notified the Attorney General's Office, but
6 to date nothing has been done. (ECF No. 75.)

7 Defendant Parr's motion accurately sets out the standard of review for a motion for
8 summary judgment as well as the standard for an Eighth Amendment claim for excessive force,
9 and the general standard for qualified immunity. This case does not involve a dispute as to the
10 law, as the law is well settled, but will come down to the parties' versions of the facts and
11 whether Plaintiff raises a genuine dispute as to a material fact regarding whether Parr used
12 excessive force. Accordingly, the court does not find that an extension of an additional 45 days is
13 warranted, particularly where Plaintiff has already had 66 days to file a response.

14 Plaintiff has **14 days**, until **November 10, 2021**, to file his response to Parr's motion for
15 summary judgment. The Attorney General's Office shall ensure that Plaintiff is *immediately*
16 provided sufficient time to review the exhibits filed under seal AND that he is able to review a
17 copy of the DVD filed in support of Parr's motion, so that he may timely file his response to the
18 motion. Parr's reply brief is due on or before **November 18, 2021**.

19 **THERE WILL BE NO FURTHER EXTENSIONS.**

20 **IT IS SO ORDERED.**

21 Dated: October 27, 2021

22 

23 William G. Cobb
United States Magistrate Judge